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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
10/645,365	08/21/2003	Fred C. Brace	41992-00627	7430	
7590 12/10/2004			EXAMINER		
MARSH FISCHMANN & BREYFOGLE LLP			GREGORY, BERNARR E		
Suite 411				DARRE NEW YORK	
3151 S. Vaughn			ART UNIT	PAPER NUMBER	
Aurora, CO 80	Aurora, CO 80014		3662		
			DATE MAILED: 12/10/2004	4	

Please find below and/or attached an Office communication concerning this application or proceeding.

			/			
	Application No.	Applicant(s)	NA			
	10/645,365	BRACE ET AL.	IJCO			
Office Action Summary	Examiner	Art Unit				
	Bemarr E. Gregory	3662				
The MAILING DATE of this communication appearing for Reply	pears on the cover sheet with the c	orrespondence add	ress			
A SHORTENED STATUTORY PERIOD FOR REPL THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.1 after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a repl - If NO period for reply is specified above, the maximum statutory period - Failure to reply within the set or extended period for reply will, by statute Any reply received by the Office later than three months after the mailin earned patent term adjustment. See 37 CFR 1.704(b).	136(a). In no event, however, may a reply be ting the statutory minimum of thirty (30) day will apply and will expire SIX (6) MONTHS from a cause the application to become ABANDONE	nely filed /s will be considered timely. I the mailing date of this corr ID (35 U.S.C. § 133).	nmunication.			
Status						
1) Responsive to communication(s) filed on 27 S	September 2004.					
2a) This action is FINAL . 2b) ∑ This	s action is non-final.					
3) Since this application is in condition for allowa	nce except for formal matters, pro	osecution as to the r	merits is			
closed in accordance with the practice under l	Ex parte Quayle, 1935 C.D. 11, 4	53 O.G. 213.				
Disposition of Claims						
4)⊠ Claim(s) <u>1-49</u> is/are pending in the application	l.					
4a) Of the above claim(s) is/are withdra						
5) Claim(s) 1-13,18-23 and 30-49 is/are allowed.						
6)⊠ Claim(s) <u>14-17,24-29</u> is/are rejected.						
7) Claim(s) is/are objected to.						
8) Claim(s) are subject to restriction and/o	or election requirement.					
Application Papers			•			
9) The specification is objected to by the Examine	er.					
10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.						
Applicant may not request that any objection to the						
Replacement drawing sheet(s) including the correct			R 1.121(d).			
11) The oath or declaration is objected to by the E						
Priority under 35 U.S.C. § 119						
12) Acknowledgment is made of a claim for foreign	n priority under 35 U.S.C. § 119(a)-(d) or (f).				
a) ☐ All b) ☐ Some * c) ☐ None of:	, process, career at a career g a career					
1. Certified copies of the priority document	ts have been received.					
2. Certified copies of the priority document		ion No				
3. Copies of the certified copies of the prior			Stage .			
application from the International Burea			· ·			
* See the attached detailed Office action for a list	•	ed.				
Attachment(s)						
1) Notice of References Cited (PTO-892)	4) Interview Summary	/ (PTO-413)				
2) Notice of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail D	ate	450)			
 Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08 Paper No(s)/Mail Date) 5) Notice of Informal F 6) Other:	ratent Application (PTO-	152)			

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1. Claims 1-13, 18-23, and 30-49 are allowable over the prior art of record.

2. Claims 14-17 and 24-29 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In each of dependent claims 14-17 and 24-25, the use of "the reading step" lacks antecedent basis. No earlier-named "reading step" appears in the claims.

Dependent claims 25-29 and 16 are unclear in that they depend from unclear claims 24 and 15.

- 3. Claims 14-17 and 24-29 would be allowable if rewritten to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action and to include all of the limitations of the base claim and any intervening claims.
- 4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bernarr E. Gregory whose telephone number is (703) 306-5765. The examiner can normally be reached on weekdays from 7:30 AM to 4:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas H. Tarcza, can be reached on (703) 306-4171. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR.

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Bernarr E. Gregory

Primary Examiner

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